

PATENT  
Attorney Docket No.: STEM1110-3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Twardzik et al. Art Unit: 1646  
Application No.: 09/932,172 Examiner: Gucker, S.  
Filed: August 17, 2001  
Title: TGF- $\alpha$  POLYPEPTIDES, FUNCTIONAL FRAGMENTS AND  
METHODS OF USE THEREFOR

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

Sir:

The undersigned, attorney of record for Petitioner, STEM CELL PHARMACEUTICALS, INC., with its place of business at 562 First Avenue South, Suite 700, Seattle, Washington 98104, represents that Petitioner is the Assignee of all interest in Application No. 09/932,172, filed August 17, 2001, entitled TGF- $\alpha$  POLYPEPTIDES, FUNCTIONAL FRAGMENTS AND METHODS OF USE THEREFOR as evidenced by the Assignment recorded in the United States Patent and Trademark Office on February 1, 2002, at Reel 012553, Frame 0935.

The evidentiary documents referred to herein have been reviewed by the undersigned and it is certified that to the best of the undersigned's knowledge and belief, title is in the Assignee.

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Cara Grifone

(Name of person signing paper)

06/25/2004 GTRAMMEL 00000001 501355 09932172

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Signature JH

June 24, 2004

Date

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105265-159078

In re Application of:  
Twardzik et al.  
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Pursuant to 37 C.F.R. § 1.321(c), the undersigned, on behalf of Petitioner, STEM CELL PHARMACEUTICALS, INC., disclaims the terminal part of any patent granted on the above-identified Application No. 09/932,172 which would extend beyond the expiration date of U.S. Patent 6,486,122. Petitioner hereby agrees that any patent so granted on the above-identified application, No. 09/932,172, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent 6,486,122, this Agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successor or assigns.

The Commissioner is hereby authorized to charge the amount of \$55.00 to cover the fee for the Terminal Disclaimer submitted herewith. The Commissioner is also authorized to charge any other fees or credit any overpayment to Deposit Account No. 50-1355.

Respectfully submitted,

  
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Date: June 24, 2004

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